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as General Guardians of Kelsy Arlitz

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

KELSY ARLITZ, individually; GARY
ARLITZ, as general guardian of ward KELSY
ARLITZ; KARIE ARLITZ, as general
guardian of ward KELSY ARLITZ,

Plaintiffs,

vs.

GEICO CASUALTY COMPANY; DOES 1
through 100 and ROE CORPORATIONS 1
through 100, inclusive,

Defendants.

Case No.: 2:19-cv-00743-RFB-DJA

STIPULATION AND
[PROPOSED] ORDER TO
EXTEND DEADLINE FOR
PLAINTIFFS TO FILE THEIR
RESPONSE TO DEFENDANT
GEICO CASUALTY COMPANY'S
MOTION FOR SUMMARY
JUDGMENT ON COVERAGE
AND DUTY TO DEFEND (ECF
NO. 50)

(Second Request)

IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiffs KELSY
ARLITZ, individually; GARY ARLITZ, as general guardian of ward KELSY ARLITZ,



1 and KARIE ARLITZ, as general guardian of ward KELSIE ARLITZ, through their
2 counsel of record, Dennis M. Prince and Kevin T. Strong of PRINCE LAW GROUP, and
3 Defendant GEICO CASUALTY COMPANY, through its counsel of record, Wade M.
4 Hansard and Jonathan W. Carlson of McCORMICK, BARSTOW, SHEPPARD, WAYTE
5 & CARRUTH LLP, that the deadline for Plaintiffs to file their Response to Defendant
6 GEICO Casualty Company's Motion for Summary Judgment on Coverage and Duty to
7 Defend (ECF No. 50) shall be extended from September 18, 2020 to October 9, 2020. The
8 Motion was filed on August 19, 2020. This is the second request for extension of time
9 for Plaintiffs to file their Response to the Motion. This Stipulation and [Proposed] Order
10 is submitted in accordance with LR IA 6-1.

11 On September 16, 2020, this Court resolved GEICO's challenge to the Magistrate
12 Judge's Order allowing Plaintiffs to depose GEICO's claims personnel by remote means.
13 (ECF No. 60). As a result, the previously scheduled deposition of GEICO's claims
14 employee, Martin Vedder, will take place on September 25, 2020. The previously
15 scheduled deposition of Jeremy Rains was vacated because GEICO recently informed
16 Plaintiffs' counsel that Mr. Rains is no longer employed with the company. However,
17 GEICO is working to locate Mr. Rains to produce him for his deposition as soon as
18 possible. Both Mr. Vedder and Mr. Rains's testimony will further develop the factual
19 record needed to aid this Court in its decision on GEICO's pending Motion for Summary
20 Judgment.

21 As this Court is also aware from the parties' previous stipulation, Plaintiffs'
22 undersigned counsel has faced issues arising from the listing and sale of his home.
23 Plaintiffs' undersigned counsel learned this week that a leak in his home previously
24 discovered during the home inspection will require the removal of a substantial portion
25 of the shower followed by the installation of those portions of the shower that were
26 removed. As a result, Plaintiffs' counsel will have to take some time away from the office
27 to monitor the work being performed to ensure his home sale closes by September 29,
28 2020.

Finally, Plaintiffs' undersigned counsel is in the midst of drafting briefs in two (2)
different matters that are pending before the Supreme Court of Nevada: *Capriati*

1 *Construction Corp., Inc. v. Yahyavi*, Case No. 80107 and *Evans-Waiiau, et al. v. Tate*,
2 Case No. 79424. The parties' requested extension of time will allow counsel to devote
3 the time necessary to fully address the substantial number of issues presented to this
4 Court by GEICO's Motion for Summary Judgment.

5 Accordingly, the parties respectfully request this Court to approve the foregoing
6 stipulation. Their requested extension is not made in bad faith or to unnecessarily delay
7 these proceedings.

8 DATED this 18th day of September, 2020.

DATED this 18th day of September, 2020

9 **PRINCE LAW GROUP**

**McCORMICK, BARSTOW,
SHEPPARD, WAYTE & CARRUTH
LLP**

12 /s/ Kevin T. Strong

/s/ Jonathan W. Carlson

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20 **ORDER**

21 **IT IS SO ORDERED.**

22 DATED this 24th day of September, 2020.

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24 
25 RICHARD F. BOULWARE, II
26 UNITED STATES DISTRICT JUDGE
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